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September 26, 2024

**VIA ECF**

Hon. Joseph A. Marutollo, M.J.  
United States District Court, E.D.N.Y.  
225 Cadman Plaza East  
Brooklyn New York 11201

Re: *Optium prelim injunction motion against Cascade (ECF 9394)*  
In re Payment Card Interchange Fee  
& Merchant Discount Antitrust Litig., 05-MD-1720-MKB-VMS

Dear Magistrate Judge Marutollo:

Earlier today I filed a letter addressed to Judge Brodie (ECF 9434) in response to the motion of Optium Capital LLC for preliminary injunction (ECF 9394). I now see that the motion had been referred to you on August 22.

Please consider our earlier letter as if addressed to you for your attention.

Respectfully submitted,

/s/ Brian D. Graifman

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